

SCOTT N. SCHOOLS (SCSBN 9990)
United States Attorney

MARK L. KROTOSKI (CASBN 138549)
Chief, Criminal Division

TAMARA WEBER (ILSBN 6270925)
Special Assistant United States Attorney

450 Golden Gate Avenue; Box 36055
San Francisco, California 94102
Telephone: (415) 436-6838
FAX: (415) 436-7234
tamara.weber@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
ERIC HOSKINS,)
)
Defendant.)
_____)
)

No. 06-00190 MHP

STIPULATION AND [PROPOSED]
ORDER EXCLUDING TIME

SAN FRANCISCO VENUE

On May 7, 2007, the parties in this case appeared before the Honorable Marilyn Patel for Sentencing. Assistant Federal Public Defender Steven Koeninger appeared in court in place of Assistant Federal Public Defender Geoffrey Hansen. The defendant was present. At that time, the parties stipulated that time should be excluded from the Speedy Trial Act calculations from May 7, 2007 through May 22, 2007, for effective preparation and continuity of counsel, because Assistant Federal Public Defender Geoffrey Hansen requested a continuance due to the fact that he was unable to appear in court due to a family emergency. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of both defense

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counsel and the United States, taking into account the exercise of due diligence. See 18 U.S.C. §3161(h)(8)(B)(iv). The parties also agreed that the end of justice served by granting such a continuance outweighed the best interests of the public and the defendant in a speedy trial. See 18 U.S.C. §3161(h)(8)(A).

IT IS SO STIPULATED.

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

DATED: 5/7/07

/s/ Tamara Weber

TAMARA WEBER
Special Assistant United States Attorney

DATED: 5/7/07

/s/ Geoffrey Hansen

GEOFFREY HANSEN
Assistant Federal Public Defender

As the Court found on May 7, 2007 and for the reasons stated above, the Court finds that an exclusion of time between May 7, 2007, through May 22, 2007, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv). The next court date is May 22, 2007 at 11:00 a.m.

IT IS SO ORDERED.

DATED: May 8, 2007

THE HONORABLE
United States District Judge



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